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U.S. DISTRICT COURT
DISTRICT OF NEVADA

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,
Plaintiff,
WALKER RIVER PAIUTE TRIBE,
Plaintiff-Intervenor,
vs.
WALKER RIVER IRRIGATION DISTRICT,
et al.,
Defendants.

In Equity No. C-125-ECR
Subfile No. C-125-C

MINERAL COUNTY,
Proposed Plaintiff-
Intervenor,
vs.
WALKER RIVER IRRIGATION DISTRICT,
et al.,
Proposed Defendants.

BRIEF OF WALKER RIVER
IRRIGATION DISTRICT
CONCERNING STATUS OF
SERVICE ON IDENTIFIED
HOLDERS OF WALKER RIVER
WATER RIGHTS

1 **I. STATEMENT OF FACTS**

2 **A. Background**

3 This matter involves Mineral County's attempt to
4 intervene and assert a new and senior water right in a water
5 right adjudication action which was concluded by a final
6 judgment entered April 14, 1936, and amended on April 24, 1940,
7 pursuant to the mandate in United States v. Walker River
8 Irrigation District, 104 F.2d 334 (9th Cir. 1939). Mineral
9 County's proposed amended Complaint-In-Intervention seeks a
10 reallocation of the waters of Walker River to provide large
11 annual minimum flows to Walker Lake. Doc. No. 20. Mineral
12 County also filed a Motion for Preliminary Injunction. Doc. No.
13 22. In that motion, it seeks an injunction requiring water
14 rights holders on the Walker River system to allow even larger
15 quantities of water to reach Walker Lake annually until this
16 litigation is concluded. Id.

17 **B. The Service Order**

18 As a result of a status conference, the Court entered
19 an Order Requiring Service of and Establishing Briefing Schedule
20 Regarding the Motion to Intervene of Mineral County (the
21 "Service Order"). Doc. No. 19. Because 60 years has passed
22 since the Walker River Decree was entered, most, if not all, of
23 the original parties to the Decree are no longer the owners of
24 the land with the appurtenant water rights it adjudicated. In
25 addition through state law processes in Nevada and California
26 new and junior water rights have been established subsequent to
27

1 the entry of the Walker River Decree.¹

2 The Service Order required Mineral County to serve its
3 intervention documents, pursuant to Fed. R. Civ. P., Rule 4, on
4 all persons with water rights under the Decree or acquired by
5 subsequent appropriation ("Walker River Claimants"). Id. at 2;

6 3. The Service Order directed the clerk to establish a new
7 subfile, C-125-C, for filings related to Mineral County's
8 proposed intervention. It also directed Mineral County to file
9 revised versions of its intervention documents to clarify its
10 claims to Walker River waters, and to file a motion for any
11 preliminary injunction it intended to seek. Doc. No. 19 at 2.

12 The Service Order expressly required Mineral County to file
13 "a revised proposed Complaint-In-Intervention which clarifies
14 the basis for Mineral County's claims to water from the Walker
15 River for Walker Lake and which identifies the persons or
16 entities against whom such claims are proposed to be
17 asserted...." Id. [Emphasis added]. Mineral County did not and
18 has not complied with the requirement that its proposed
19 Complaint-In-Intervention identify persons or entities it
20 intends to sue. The closest it has come to complying with that
21 requirement is Attachment 1 to its March 19, 1997 filing (the
22 "Mineral County List"). Doc. No. 97.

23 The Mineral County List is an extensive list of names.
24 Mineral County represented the following to the Court with
25 respect to that list:

26
27 ¹For example, in 1983, the Nevada State Engineer issued a
28 water right to the Nevada Department (now Division) of Wildlife
for Walker Lake with a 1970 priority date in the amount of 795.2
cubic feet per second.

1 Mineral County will accept that the list
2 from the County Recorders of Deeds is the
3 only list applicable and that list is the
4 only one that Mineral County should be
5 required to serve. Mineral County has
6 served the persons on that list (see
7 Affidavits filed September 29, 1995 and
8 February 1, 1996).

9 ***

10 Mineral County asks that the Court find
11 Mineral County's list, taken from the county
12 Recorder of Deeds, be the operative list and
13 the one accepted by this Court and that
14 Mineral County's service be declared
15 complete based upon its service on those
16 persons who are title record holders...

17 Doc. No. 97 at 4, 5. For the time being at least, the status of
18 service on identified holders of Walker River Water Rights must
19 be measured against the Mineral County List.²

20 For purposes of service and the Court's analysis here, the
21 Service Order also includes several other important provisions
22 related to the form of the process to be served. First, rather
23 than requiring service of a summons, it required service of a
24 "Notice in Lieu of Summons properly issued by the Clerk of the
25 Court." Doc. No. 19 at 3. Second, it established a schedule
26 through September 11, 1995, for briefs concerning Mineral
27 County's Motion to Intervene and it expressly provided that
28 until further order of the Court no answer or other response was
required to the proposed Complaint-In-Intervention. Id. at 4.
Finally, the Service Order itself was to be served in accordance
with Rule 4. Id. at 5.

²The District does not concede that the Mineral County List includes all of the persons who must be joined under Rule 19.

C. Mineral County's Attempted Compliance
With The Service Of Process Provisions
Contained In The Service Order

In approximately April and May of 1995, Mineral County attempted service under the waiver provisions of Fed. R. Civ. P., Rule 4(d). In seeking waivers of service, Mineral County mailed some, but not all, of the documents required to be served to persons it had identified as Walker River Claimants. Doc. No. 40 at 1-3.

Mineral County's solicitation of waivers of service was not successful.³ Subsequent to its attempted service under the waiver provisions of Rule 4(d), Mineral County asked the Court to relieve it of any further responsibility with regard to service of its intervention documents. Doc. No. 31 at 1. Because it was obvious as a matter of fact that service had not been accomplished, the Court denied that request by order dated August 16, 1995 (the "Second Order"). Doc. No. 44 at 13. The Second Order reaffirms the service provisions contained in the Service Order, noting that it had not been vacated, modified or appealed. *Id.* at 2. For a second time the Court directed Mineral County to serve its intervention documents under Rule 4 on all Walker River Claimants.

³Mineral County complained that the District had interfered with and frustrated its attempts to obtain waivers of service. Doc. 31 at 5. It sought substantial sanctions from the District. *Id.* at 2. The Court denied Mineral County's request for sanctions. Doc. 44 at 10-13. Although what the District did and why are not relevant to the issues, they are explained in detail at Doc. No. 40, and are supported by the Court's order denying Mineral County relief. Suffice it to say that the District responded in good faith to inquiries and its response was based upon Mineral County's unilateral decision to not mail documents which the Service Order clearly required be served.

1 Thereafter, Mineral County moved to amend the Service
2 Order requesting clarification with regard to paragraph 4 of
3 that order, and to amend the Second Order by granting Mineral
4 County an extension of time to attempt personal service on the
5 Walker River Claimants who had not returned a Waiver of Service
6 form. Doc. No. 45. On September 29, 1995, the Court clarified
7 paragraph 4 of the Service Order by providing further detail
8 with respect to the procedure for Mineral County to follow in
9 seeking Waivers of Service and identifying the documents to be
10 served (the "Third Order"). Doc. No. 48. The Third Order once
11 again required Mineral County to serve, in accordance with Fed.
12 R. Civ. P., Rule 4, all Walker River Claimants who had not
13 returned a Waiver of Service form. Id. at 1, 2. The Third
14 Order also extended the time for briefs concerning Mineral
15 County's Motion to Intervene through June 1, 1996. Id. at 3.

16 **D. Mineral County's Second Request To**
17 **Be Relieved From Further Service**

18 On or about February 1, 1996, Mineral County filed its
19 Notice of Motion, Motion for Relief from Service of Process and
20 Request for Hearing (the "Notice of Motion"), and a Motion to
21 Dispense with Service of Pleadings (the "Motion to Dispense").
22 Mineral County claimed that service of process as required by
23 the Court's orders was complete. Doc. No. 63 at 1-2.
24 Alternatively, it contended that it had served "substantially
25 all known water rights holders" and that it should be excused
26 from further service. The Court denied Mineral County's request
27 to be relieved from further service. Doc. No. 63. Importantly,
28 the denial states that it is Mineral County's obligation "to

1 determine who the proper defendants (i.e., competing water
2 rights holders) are in its proposed action" to intervene in this
3 matter. Id. at 2. The Court once again stated that Mineral
4 County "must serve all proper defendants with its Motion to
5 Intervene and proposed Complaint-In-Intervention, pursuant to
6 Fed. R. Civ. P. 4." Id. Implicit in that denial is the Court's
7 finding that as a matter of fact service was not complete or
8 even substantially complete. Earlier the Court had suspended
9 the schedule for briefs concerning Mineral County's Motion to
10 Intervene (Doc. No. 71) and no new schedule has been
11 subsequently established.

12 **E. Mineral County's Appeal**

13 Instead of complying with the Court's directive to
14 complete service, Mineral County chose to appeal the Court's
15 ruling to the Ninth Circuit Court of Appeals. In a written
16 decision filed February 12, 1997, the Ninth Circuit dismissed
17 Mineral County's appeal for lack of jurisdiction.

18 **F. The Publication Order**

19 On or about February 20, 1997, Mineral County filed a
20 motion for leave to serve by publication unidentified holders of
21 water rights appurtenant to lands located within the Walker
22 River system. Doc. No. 88. The Court granted that motion (Doc.
23 No. 99) and has subsequently made it absolutely clear that its
24 order does not apply to identified holders of water rights.
25 Doc. No. 114.

26 **G. The Status Conference.**

27 Recently a Stipulation for Status Conference was filed
28 herein. Doc. No. 120. In that Stipulation, the parties to it,

1 including Mineral County, requested the Court to amend its
 2 previous orders to provide that, rather than serving a Summons,
 3 Mineral County should serve, including service by publication, a
 4 Notice In Lieu of Summons in form and substance similar to that
 5 previously approved by the Court. Id. at 5. The parties to the
 6 Stipulation, including Mineral County, agreed that no answer or
 7 other response to the proposed Complaint-In-Intervention and no
 8 response to any preliminary injunction motion should be required
 9 until a decision on the Motion to Intervene and then only upon a
 10 schedule to be established by further order of the Court. Id.

11 The parties, including Mineral County, also agreed that the
 12 Service Order, as amended, be included with the documents to be
 13 served by Mineral County, including any service by publication.
 14 In that Stipulation, the parties to it, including Mineral
 15 County, recited that a schedule for responding to the Motion to
 16 Intervene should be established before Mineral County proceeds
 17 with service by publication. Id. at 4. The Court's order after
 18 the Status Conference essentially approved the agreements and
 19 requests set forth in the Stipulation. Doc. No. 140.

20 **H. The Court's Order Regarding The Status Of Service**
 21 **On Identified Holders Of Walker River**
 22 **Water Rights**

23 The Court has ordered a hearing on "whether or not
 24 Mineral County, proposed intervenor, has in fact made proper
 25 service upon all identified holders of Walker River water
 26 rights." Id. For purposes of that order and this brief, the
 27 District has relied upon the Mineral County List as constituting
 28 the identified persons who Mineral County intends to sue.

Using the Mineral County List, the District has reviewed every document on file with the Court which purports to establish service on an identified person. Included among those documents are waivers of service, returns of service prepared by Mineral County and returns of service on the back side of a form summons. The District has drawn conclusions on the status of service based upon the law set forth below. It has considered both insufficiency of process (Fed. R. Civ. P. 12(b)(4)) and insufficiency of service of process (Fed. R. Civ. P. 12(b)(5)).

II. MINERAL COUNTY HAS THE BURDEN OF ESTABLISHING THE VALIDITY OF ITS SERVICE

Mineral County has the burden of establishing the validity of its service. Northrup King C. v. Compania Productora Semillas Algodoneras Selectos, S.A., 51 F.3d 1383, 1387 (8th Cir. 1995); 5.A C. Wright. and A. Miller, Fed. Prac. and Proc. § 1353 at 293 (1990). The process server's return provides the prima facie case as to the facts of service. 5A Fed. Prac. and Proc. § 1353 at 283. The status of Mineral County's service in this matter must be judged against that burden and the proof of service on file with the Court.

A. A Complaint Must Name The Defendants Against Whom A Claim Is Made

Pursuant to the Federal Rules, "[i]n the complaint the title of the action shall include the names of all the parties." Fed.R.Civ.P. 10(a); 5 Wright and Miller, Fed. Prac. and Proc. § 1321 at 723 (1990); Carrigan v. California State Legislature, 263 F.2d 560, 567 (1959) (Rule 10 requires that title of action include the names of all parties). Mineral County has failed to

1 name the parties it intends to sue in its proposed Complaint-In-
2 Intervention. In so doing, it has not only violated the Service
3 Order (supra at 3) but also created its own problems in
4 completing service and in determining the status of completion
5 of service. One obvious example is Mineral County's failure to
6 delete duplications from its list. The Court should require
7 Mineral County to name the proposed defendants in its proposed
8 Complaint-In-Intervention.

9 **B. Service on Individuals**

10 Rule 4(e) governs the manner in which individuals,
11 other than infants and incompetent persons, are to be served.
12 In general, service on individuals may be accomplished by
13 delivering a copy to the individual personally, by leaving a
14 copy at the individual's dwelling house or usual place of abode
15 with some person of suitable age and discretion residing therein
16 or by delivering copies to an agent authorized by appointment or
17 law to receive service. Fed.R.Civ.P. Rule 4(e)(2); see also 4A
18 C. Wright and A. Miller, Fed. Practice and Procedure § 1094 at
19 67 (1987).

20 When service is made at a defendant's dwelling house or
21 usual place of abode, the return of service must show both that
22 it was made at an appropriate place and that the person with
23 whom the process was left was of suitable age and discretion and
24 resided therein. Id., §1096 at 72-73; 81. When service is made
25 upon an agent, an actual appointment for the specific purpose of
26 receiving process is normally expected. Id., §1097 at 84.

1 **C. Service on Infants and Incompetent Persons**

2 Rule 4(g) governs service on infants or incompetent
3 persons. In general such service must be accomplished as
4 required for the service of similar process upon a defendant in
5 an action brought in state court. Fed.R.Civ.P. Rule 4(g); Id. §
6 1099 at 96-97.

7 **D. Service on Organizational Defendants**

8 Under Rule 4(h) service on an organization may be made
9 by leaving copies with an officer, managing agent or general
10 agent of the organization. It may also be made by delivery to
11 an agent authorized by appointment or by law to receive service
12 of process. Id., §1101 at 101.

13 However, service under Rule 4(h) cannot be made by leaving
14 a copy at the officer's or agent's dwelling house or usual place
15 of abode with a person residing therein. Generally, it cannot
16 be made by leaving it with someone at the officer's or agent's
17 office. Id., §1101 at 103-104.

18 **E. Waiver of Service**

19 Although there are only a few decisions under Rule
20 4(d), the plain language of the Rule requires that a waiver of
21 service form be executed by the defendant who is waiving
22 service, if that defendant is an individual. It also requires
23 that, if the defendant is an organization, the waiver be
24 executed by an officer, managing or general agent or other agent
25 authorized by appointment or law to receive service.

26 The provisions of Rule 4(d) do not apply to service on the
27 United States, its officers and agencies and foreign, state or
28

1 local governments.

2 **F. Insufficiency of Process Concerns Its Form**
 3 **Rather Than the Manner or Method of Service**

4 Situations challenging the sufficiency of process are
 5 rare. However, the service of documents not approved by the
 6 court and containing incorrect information concerning the extent
 7 and timing of responses are within cases decided under Rule
 8 12(b)(4). See e.g., O'Brien v. R. J. O'Brien & Assocs., 998
 9 F.2d 1394, 1399 (7th Cir. 1993)(arguable deficiencies included
 10 incorrect name of defendant, naming wrong person to be served,
 11 failing to specify number of days defendant had to reply, and
 12 delivering facsimile copy without court seal); Curry v. Heard,
 13 819 F.2d 130, 132 (5th Cir.), cert. denied, 484 U.S. 944
 14 (1987)(summons missing from service of process); Sanderford v.
 15 Prudential Ins. Co., 902 F.2d 897, 900 (11th Cir. 1990)(return
 16 date for responsive pleading missing).

17 **III. SERVICE ON THE IDENTIFIED PERSONS AND ENTITIES ON THE**
 18 **MINERAL COUNTY LIST IS NOT COMPLETE**

19 **A. Introduction**

20 Attached hereto as Exhibit "A" is a tabulation
 21 prepared by the District which summarizes the status of service
 22 on persons and entities identified on the Mineral County List.⁴

23 ⁴In February of 1996, the District conducted a similar
 24 analysis with respect to Waiver of Service and Return of Service
 25 forms on file with the Court at that time. See Attachment 1 to
 26 Doc. No. 67. In preparing Exhibit A attached hereto, the
 27 District has once again reviewed those forms and attempted a
 28 comprehensive application of the law governing service (see
 supra at 9-12) in making the determination recorded in the
 "Status of Service" column. Therefore, the entry in the Status
 of Service column in Exhibit A hereto may be different than the
 entry in the "Status" column of Attachment 1 to Doc. No. 67 for
 the same individual or entity.

1 The tabulation contains five (5) columns. The first column,
2 entitled "Person or Entity," sets forth the names of identified
3 persons or entities on Mineral County's List.

4 The second column, entitled "Type of Service," indicates
5 the type of proof of service for the identified person or entity
6 on file with the Court. In this column the letter "W" refers to
7 a filed Waiver of Service form. The letter "R" refers to a
8 special Return of Service form prepared by Mineral County and
9 filed herein. The letter "S" refers to the return on the
10 backside of a standard Summons filed with the Court. The number
11 after a letter is for the District's use so that it may easily
12 locate the particular service form in question. It is internal
13 to the District. If there is no entry in this column it means
14 the District does not have and could not locate in the Court
15 file any proof of service with respect to the person or entity
16 in question.⁵

17 The third column, entitled "Comments" includes information
18 shown on the filed proof of service which bears on the issue of
19 whether the process or method or manner of service was proper.

20 The fourth column, entitled "Status of Service," is the
21 District's best judgment on whether the identified person or
22 entity has or hasn't been served.⁶ The letter "S" means served;

23
24 ⁵The District's analysis includes a review of all filings
25 through Docket No. 145, dated September 15, 1997.

26 ⁶In making this determination, the District does not make
27 any representation as to whether service has or has not
28 "actually" been accomplished with respect to any individual or
entity. The District has simply attempted to compile in a
useable way the information filed with the Court in the form of
Waiver of Service, Return of Service and Summons forms.

1 the letter "NS" means not served and the letter "Q" means
2 service is questionable. The District used the questionable
3 ("Q") designation when in its judgment more information is
4 necessary to determine if service is or is not complete.

5 The final column, entitled "Authority," includes
6 information relevant to the legal basis upon which the District
7 relied in reaching its judgment on the status of service.

8 **B. Summary of the Status of Service on**
9 **Identified Persons and Entities**

10 Based upon its review, the District's conclusions are as
11 follows. There are approximately 1,038 identified persons or
12 entities on the Mineral County List as set forth in the Service
13 Table. Of those 1,038 identified persons or entities the
14 Service Table indicates that no service exists for approximately
15 492 of them because there is no proof of service at all on file
16 for those names. In addition, of those 1038 identified persons
17 or entities the Service Table indicates there is no service on
18 71 of them because the proof of service on file is inadequate
19 for those names. Of those 1,038 identified persons or entities
20 the information on file shows that service is complete on
21 approximately 355 of them. Finally, service is questionable on
22 approximately 120 of those 1,038 identified persons or entities.

23 Given these results, it is clear that Mineral County has
24 not completed proper service on the Walker River Claimants under
25 any set of circumstances.

26 **C. Issues Related To The Status Of Proper Service**

27 **1. The Return of Service Form Used by Mineral County**

28 The Return of Service Form utilized by Mineral

1 County does not include information which establishes that
2 service on a person other than the proposed defendant was at the
3 proposed defendant's dwelling house or usual place of abode on a
4 person of suitable age and discretion residing therein. See
5 Exhibit B attached hereto. Thus in cases where service was
6 effected on someone other than the proposed Defendant, or an
7 individual that the District assumed was the proposed
8 Defendant's spouse, the District concluded that service was
9 questionable or incomplete.

10 2. Service On Organizational Defendants

11 In cases where the name appearing on the Service
12 Table involved an organizational defendant, the District
13 concluded that service was completed if it was effected in
14 accordance with FRCP 4(h)(1). If the Service Form did not
15 indicate that service was effected on an officer, managing or
16 general agent, or agent authorized by appointment of law to
17 receive service for the organization, the District concluded
18 that service was questionable or incomplete.

19 3. Waiver Of Service

20 The Waiver of Service Forms contain three blank
21 lines for the proposed defendant to record information as
22 follows: 1) "Signature;" 2) "Printed name and title, if any;"
23 and 3) "Company or entity, if any." See Exhibit C attached
24 hereto. The District concluded that service was complete for
25 those Waiver of Service Forms wherein the signature matched the
26 printed name and the name was present in the Service Table.
27 If the signature did not match the name printed the District
28 concluded that service was incomplete or questionable unless it

1 could reasonably be concluded that the appropriate person had
2 executed the Waiver of Service Form. The District also
3 concluded that service was incomplete or questionable if the
4 Waiver of Service form did not indicate that it was executed on
5 behalf of the organization listed on Mineral County's List.

6 4. Insufficiency Of Process

7 In spite of having represented to the Court in
8 numerous filings that it had completed service of process as of
9 February 1, 1996, Mineral County recently undertook additional
10 personal service efforts. As near as the District can
11 determine, Mineral County's recent attempts at service are
12 entirely inconsistent with the Stipulation and the recent August
13 14, 1997 Order entered after the scheduling conference. First,
14 Mineral County is serving a summons even though the parties have
15 agreed and the Court has ordered that a summons not be served.

16 Second, the parties have agreed and the Court has ordered
17 that a new notice in lieu of summons would be prepared to
18 include a schedule for responding to Mineral County's Motion to
19 Intervene. The schedule was to be established after the factual
20 dispute concerning service was resolved. Mineral County's
21 recent attempts at service do not include a new and revised
22 notice in lieu of summons containing an updated schedule for
23 responding to Mineral County's Motion to Intervene.

24 The service which Mineral County has recently undertaken
25 only causes additional confusion and should not be considered
26 effective service because the process is insufficient. On the
27 one hand it directs an answer within 20 days to a complaint
28 which has not been filed. On the other hand, near the front, it

1 indicates no answer is required but that a response to the
2 Motion to Intervene is due on July 11, 1995, while at the back
3 it directs a response to the Motion to Intervene by April 1,
4 1996. In fact by order dated March 15, 1996, the entire
5 briefing schedule was suspended.

6 Mineral County contends that the recent Stipulation (July
7 9, 1997), Status Conference (August 14, 1997) and Minute Order
8 (August 14, 1997) relate only to service by publication and have
9 nothing to do with "personal service." Assuming arguendo that
10 it is correct in that regard, it is quite clear that the logic
11 and reasons for the Stipulation, Status Conference and Minute
12 Order have similar application to personal service.

13 Mineral County also contends that it has had no direction
14 from the Court concerning personal service since 1995-1996. In
15 part, that may be because since February 1, 1996, Mineral County
16 has erroneously represented to the Court in several filings that
17 "Mineral County's service of process to water rights holders on
18 the Walker River was completed by February 1, 1996, pursuant to
19 the Court's Order of September, 1995."

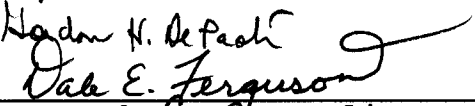
20 However, irrespective of whether Mineral County has had
21 recent direction from the Court, its recent actions are not
22 consistent with the directions originally provided by the Court
23 with respect to the process to be served. First, the Court's
24 Orders from February 9, 1995 to September 29, 1995, required
25 service of a Notice In Lieu of Summons and not a Summons. All
26 of those Orders provided that "no answer or other response to
27 the proposed complaint in intervention will be required until a
28 decision by the Court on Mineral County's Motion to Intervene

1 and then only upon a schedule to be established by the Court."
2 For obvious reasons, all of those Orders included a schedule for
3 responses to the Motion to Intervene.

4 Rather than comply with those existing and longstanding
5 directions, Mineral County has chosen to serve a Summons which
6 purports to require a response within twenty days to a complaint
7 which has not been and cannot be filed. It has opted to serve
8 Orders which refer to a schedule which has been suspended since
9 March of 1996. In these cases the District has concluded that
10 service is not complete because the process itself is not
11 sufficient.

12
13 Dated this 16th day of September, 1997.

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18 By 
19 Gordon H. DePaoli
20 Dale E. Ferguson
21 Attorneys for Defendant,
22 Walker River Irrigation District

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CERTIFICATE OF MAILING

I hereby certify that I am an employee of the law firm of WOODBURN AND WEDGE and that on this 16th day of September, 1997, I deposited for mailing at Reno, Nevada a true and correct copy of the foregoing document, to the following:

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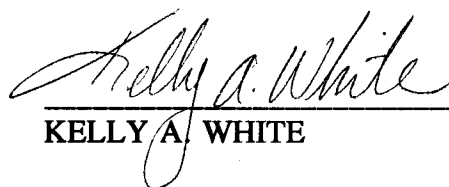
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KELLY A. WHITE

**TABLE OF WAIVER OF SERVICE FORMS,
RETURN OF SERVICE FORMS AND SUMMONSES
FILED BY MINERAL COUNTY
IN CASE NO. C-125-C**

Person or Entity	Type of Service	Comments	Status of Service	Authority
Abrott, Arthur H. & Mary L.			NS NS	
Adams, Robert T. & Vivian	R-452 R-387	Deceased; service on wife Vivian without indicating authority to receive service on behalf of estate	Q S	
Zho, James A. & Judith	R-7 R-6		S S	
Aiazzi, Pete A. & Estelle M.	R-9 R-8		S S	
Aiazzi Trust Aiazzi, (Tr.) James K. Aiazzi Reno George Aiazzi	R10		S	
Aiazza Ranches			NS	
Aiazzi, Stephen E. & Denise N.			NS NS	

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EXHIBIT A

Person or Entity	Type of Service	Comments	Status of Service	Authority
Aiazzi, Wilbert Angelo Bitler, Peggy ** Woodward, Arlene Aiazzi ** Coutts, Laurie ** Coutts, Troy **	R-305 R-301 R-304 R-302 R-303	Left copies with Arlene Aiazzi Woodward Left copies with Arlene Aiazzi Woodward Personal service Left copies with Arlene Aiazzi Woodward Left copies with Arlene Aiazzi Woodward	Q Q S Q Q	FRCP 4(e)(2) FRCP 4(e)(2) FRCP 4(e)(2) FRCP 4(e)(2)
Albright, Samuel D. & Cheryl Elaine L.			NS NS NS	
Aldridge, C. Fred Bunkowski, Terry L. **			NS NS	
Alpers Ranch Co., Inc.	R-378	Personal service on "Don Jenkins, owner's son-in-law"; no indication of authority to accept service	Q	FRCP 4(h)(1)
The Anderson Family 1992 Trust Faretto, Michael A. & Cathleen			NS	
Annett Ranch	R-382 R-381	Personal service on Norma Costa Personal service on Jim Costa "who acknowledged that he represented the Annett Ranch"	S	
Annett's Mono Village	S-12	Insufficient process; summons requires answer to complaint not on file	NS	FRCP 12(b)(4)
Antelope Union Elementary School			NS	
Antelope Valley Mutual Water			NS	
Armstrong, Thomas ** & Pita **	W-13 W-97		S S	
Arrache, Juan E. & Carmel M.	R-508 R-411	Deceased	NS S	

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Person or Entity	Type of Service	Comments	Status of Service	Authority
Arrighi, Mark N. & Deborah F.	R-12 R-11		S S	
Arsenio Family Trust Arsenio, Frank & Tille	R-398		S	
Artesani Family Trust Artesani, E.J. & M.E.	R-379 R-380	Personal service on M.E. Artesani on behalf of Artesani Family Trust Personally served Marion Artesini on behalf of Artesani Family Trust	S	
Ash, Frank G. & Janice F.			NS NS	
Aylor, Elmo E. & Margot A.			NS NS	
Bacon, Milton E.	R-311	Service on Milton E. Bacon Jr., Trustee, by leaving copies with Wain Filmore, ranch hand	NS	FRCP 4(e)(2)
Baker, Calvin E. & Virginia Steven & Cherie	R-299 R-502	Unable to execute because "not at home" Deceased	NS NS NS NS	
Perriseau, Melvin ** & Modesta **	W-69	Waiver executed by only Melvin Perriseau	S NS	
Baker, Lawrence E. & Christina R.	W-22	Waiver executed by only Lawrence E. Baker	S NS	

Person or Entity	Type of Service	Comments	Status of Service	Authority
Balaam, Donald A. & Olga M.			NS NS	
Banta, Ronald T. & ** Mary Louise **			NS NS	
Baptiste, Joe S. & Lorraine F.	R-13 R-14		S S	
Barber, Harriet H.			NS	
Barrett, Charles R. & Michelle	R-319 W-32		S S	
Batchelder, Fred & Josephine	W-85	Waiver executed by only Fred C. Batchelder	S NS	
Bath, Ronald J. & Barbara C.			NS NS	
Batjer Family Trust Cameron M. Batjer, Trustee	R-433		S	
Bayer, Albert	W-100	Executed by Mildred C. Bayer, wife	Q	
Beagle, Billy Roy & Thelma G.			NS NS	
Bean, (Tr.) Kenneth & Ethel			NS NS	

Person or Entity	Type of Service	Comments	Status of Service	Authority
Beckham, John W. & Carolee B.			NS NS	
Bednark, James D. & Teri	R-16 R-15		S S	
W. & L. Bennett Trust Bennett, Wayne E. & Lauralee	R-412 R-413		S	
Bentley, Donald E.			NS	
Leo & Yvonne Begin Family Trust			NS	
Begin, Leo P.	R-446	Copies left with Leo's legal secretary, Julia Brady	NS	FRCP 4(e)(2)
Beninati, Donald J.	S-7	Insufficient process; summons requires answer to complaint not on file	NS	FRCP 12(b)(4)
Berrington, Steven D. & Nadine	R-19 R-18		S S	
Biggs, David & Marilyn			NS NS	
Bitler, Peggy **	R-301	Left copies with Arlene Alazz Woodward; no indication of suitable age, discretion or residence	Q	FRCP 4(e)(2)
Bitler, Kenneth P. & Peggy L. Bill, Lynn M. **	R-20 R-21		S S NS	

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Person or Entity	Type of Service	Comments	Status of Service	Authority
Blackham Trust Blackham, (Tr.) Craig & Nancy	W-64 W-48		S	
Blades, Jerry L. & Anna			NS NS	
Edah M. Blinn Trust ** John R. Hargus **	R-156	Left copies with Mildred Hargus; no indication if Mildred is Trustee, or has authority to receive service	Q	
Bliss, (Tr.) Maurice A. & Agnes C.			NS	
Bobrick, Thomas & Ruth E.	R-292 R-293	2 forms filed; 1 indicates personal service, other says copies left with Stephen Aiazzi (both forms indicate same time & date) (No reverse side of form filed)	S Q	
Bobzien, Dolores J. Richardson, Elizabeth **	W-62 W-61		S S	
Bohlin, c/o Robert L. Cross, Atty. William B. & Vera J.			NS NS	
Boit, Julie A. **			NS	
Booth, Karen Ann			NS	
Borsini Ranch, Inc.	R-24	Served upon "woman"; server "didn't get lady's name"; no indication of authority to accept service	Q	FRCP 4(n)(1)
Bowden, Melvin H. & Barbara M.			NS NS	

Person or Entity	Type of Service	Comments	Status of Service	Authority
Gozsik, Albert S., Jr. & Olivia V.			NS NS	
Bradleyville			NS	
Bradleyville, c/o Dan Olincy			NS	
Brandtlass, B&B Mr. & Mrs.	R-492	Deceased; also indicates Mrs. Brandtlass is deceased No return of service; indicated she is deceased on R-492 for Mr. Brandtlass	NS NS	
Brethauer, Clarence D. & Janet			NS NS	
Bromley Properties	R-25	Personal service on Murial Bromley; no indication of authority to receive service	Q	FRCP 4(f)(1)
Bronneke, Samuel P.			NS	
Brown, Beverly E.	R-509		S	
Brown, Darrol J. & Marilyn M.	W-75 W-116		S S	
Brown, Joel W. & Sandra G.	R-27 R-28		S S	
Norman D. Brown, Inc. c/o Mike Compston			NS	
Brown, Ross G.	W-84 R-29		S	
Brown, Shelby Dane & Betty J.	R-334 R-335		S S	
Vernon F. Bryan, Inc.	R-30	Left copies with "Maggie"; no indication of authority to accept service	Q	FRCP 4(f)(1)

Person or Entity	Type of Service	Comments	Status of Service	Authority
Gunn, Babe Lona **			NS	
Burkowski, Terry L. **			NS	
Burchett, Freeman C. & Lucy D.	R-341 R-342		S S	
Burchett, Joseph Lee			NS	
Buster, David C. & Gayle L.	R-32 R-31	Left copies with "property owner Francis Jeffrey; David Buster is neighbor" Left copies with "property owner Francis Jeffrey's"	NS NS	FRCP 4(e)(2) FRCP 4(e)(2)
Butcher, Terry E. & Tamnie J.			NS NS	
U.E.A.S. Co., Inc.			NS	
Cabral, Joseph P.			NS	
Cabral, Joseph P., Sr. & Norma J.			NS NS	
California Dept. of Fish & Game **	R-404	Personal service on Don Unice, legal dept.; no indication of authority to accept service	Q	FRCP 4(f)
California Dept. of Parks & Recreation	R-428	Personal service & left copies with Mary Collins; no indication of authority to accept service	Q	FRCP 4(f)
Calneva Cattle Company			NS	
William Canepa Family Trust Canepa, (Tr.) William & Eva			NS	

Person or Entity	Type of Service	Comments	Status of Service	Authority
Carroll, Nolan & Nancy			NS NS	
Janice Capurro Trust Capurro, Robert	R-389	Copies left with Robert's "daughter Jennifer"; no indication of authority to accept service	Q	
Steve Rose	R-390	Copies left with "Robert's daughter Jennifer"; no indication of authority to accept service		
Cardinal, Michael C. & Sally L.			NS NS	
Cardinelli, Ernest & Kathleen	R-33		S NS	
Carlson, Bill E. & Sharon M. Murburn, John P. ** & Marilyn **	R-308 R-307		S S NS NS	
Carlson, Harry T. & Deirdre			NS NS	
Carter, Phillip V. & Agnete S.			NS NS	
Gary, William B. & Edith F.			NS NS	

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Person or Entity	Type of Service	Comments	Status of Service	Authority
Casey, Michael A. & Claudia C.			NS NS	
Castello, Colleen V. Gemmill, Bruce H. **	R-133		NS S	
Chase, Russell E. & Helen S.	R-35 R-34		S S	
Chichester Ranches, Inc. c/o Gerry Chichester			NS	
Chichester, et al. c/o Dwayne Chichester			NS	
Chico, James V., Jr. & Sydney B.			NS NS	
Chisum, Inc.	R-291	Personal service on unidentified individual; no indication of authority to accept service	Q	FRCP 4(f)(1)
Chouret, William E. & Jill C.	R-36		NS S	
Christiansen, Jeffery L. & Jill L.			NS NS	
Cid, James D. & Elaine M.	R-38 R-37		S S	
Circle Bar-N Ranch c/o Western Supply			NS	

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Person or Entity	Type of Service	Comments	Status of Service	Authority
City of Los Angeles Dept. of Water & Power c/o Engineer-In-Charge	W-89	Waivers do not apply to governmental entities	NS	FRCP 4(d)
City of Yerington	R-5	Personally served clerk in city office	Q	FRCP 4(2)
Cidueli, Elena			NS	
Clark, Alex A. & Pita V.	R-39 R-40		S S	
Clark, Bruce A. & Patricia D.			NS NS	
Cliff, Norman E. & Donald A.	R-432 R-431		S S	
Compton, Dennis L. & Leah R.			NS NS	
Compton Family Trust Hunewill, Harvey & Phyllis			NS	
Compton, James, Jr.			NS	
Compton Family Trust Compton, James, Jr. & Marion			NS	
Compton, Robert J.			NS	

Person or Entity	Type of Service	Comments	Status of Service	Authority
Compton Trust Compton, Robert J. & Lola C.			NS	
Conlon, Ralph & Rosemary Lee	R-356 R-355		S S	
Connolly, Thomas P. & Volina	R-41 R-42		S S	
Cook, Gary &	R-43	Left copies with "Mary Cook - daughter"; no indication of suitable age, discretion or residence	Q	FRCP 4(e)(2)
Margaret	R-44	Left copies with "Mary Cook - daughter"; no indication of suitable age, discretion or residence	Q	FRCP 4(e)(2)
Cooper, Edna G.	R-45		S	
Costa, James P. & Norma A.	R-381 R-382	Personal service on James on behalf of Annett Ranch Personal service on Norma on behalf of Annett Ranch	Q Q	FRCP 4(n)(1) FRCP 4(n)(1)
Coutts, Laura ** & Troy **	R-302 R-303	Left copies with Arlene Aiazzi Woodward; no indication of suitable age, discretion or residence Left copies with Arlene Aiazzi Woodward; no indication of suitable age, discretion or residence	Q Q	FRCP 4(e)(2) FRCP 4(e)(2)
Crandal, Susan Jill	R-313		S	
Cremetti, William Hegan, Ruby **	R-46 R-213	Personal service on behalf of Regan Trust	S S	
Crocker, (Tr.) Laurence & Ruth	R-47 R-48	Personal service on Ruth on behalf of Laurence as "Trustee" Personal service on Ruth as "Trustee"	S	

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Person or Entity	Type of Service	Comments	Status of Service	Authority
Grosby, Fred & Judy Armstrong, Thomas ** & Rita **	W-13 W-97		NS NS S S	
Crystal, Dennis C. & Mary I.			NS NS	
Curry, Robert R.	W-21		S	
Cutler, Donald G. & Diane A.			NS NS	
Dane, Frank B. & Susan			NS NS	
Davis, James B. & Helen E.	R-51 & R-52 R-49 & R-50	2 forms filed 2 forms filed	S S	
Alexander Dawson, Inc.			NS	
Day, Charles E. ** & Lucile M. **	S-14 S-14	Insufficient process; summons requires answer to complaint not on file Insufficient process; summons requires answer to complaint not on file	NS NS	FRCP 12(b)(4) FRCP 12(b)(4)

Person or Entity	Type of Service	Comments	Status of Service	Authority
Day, Robert H. & Caroline S.	R-57 R-53	Left copies with Julie without indicating suitable age, discretion or residence, & unable to execute service because "no answer" Left copies with Caroline's son, Bob Day, without indicating suitable age, discretion or residence	Q Q	FRCP 4(e)(2) FRCP 4(e)(2)
Robert H., Jr. & Julie A.	R-58 R-54 & R-55	Left copies with Julie Personal service & unable to execute service because "no answer"	S S	
Kelli			NS	
Day-Pitchfork Ranch, Inc.			NS	
DeChambeau, Susannah W.			NS	
Del Porto, Daniel E. & Cheryl	R-61 R-62		S S	
Delaney, Barry F. & Deborah	R-59 R-60	Personal service & unable to execute because "not home" indicated Personal service & unable to execute because "not home" indicated	S S	
DeLuca, Kenneth T.	W-1		S	
Desert Pearl Farms	R-193	Personal service on David Perri, & left copies	Q	FRCP (h)(1)
Dini, David J. & Tosca M.	R-63	Personal service on Tom Penner, no indication suitable age, discretion or residence	NS Q	FRCP 4(e)(2)
Dinneen, Daniel E. & Doreen E.	R-483	Attempted service; informed Daniel E. had moved to Yerington	NS NS	
Dinsmore Family Trust Dinsmore, Robert & Delphine			NS	

Person or Entity	Type of Service	Comments	Status of Service	Authority
Romenici, Peter J. & Aloha Joseph & Gladys	R-65 R-64		S S NS NS	
Double JA Land & Livestock	R-444		S	
Dreyer, Roland & Joan	R-289		S NS	
Dunn, Daniel D. & Sandy L.			NS NS	
Duroisseau, Barbara F.		.	NS	
Dye, Marvin V. & Kathleen M.	R-66 R-67	Left copies with Jean Rodriguez; no indication of suitable age, discretion or residence Left copies with Jean Rodriguez; no indication of suitable age, discretion or residence	Q Q	FRCP 4(e)(2) FRCP 4(e)(2)
Dye Family Trust Dye, (Tr.) M.V. & Kathleen	R-68	Left copies with Jean Rodriguez; no indication of authority to accept service	Q	FRCP 4(h)(1)
Eaton, Richard A. & Tanya J.			NS NS	
Eckmeyer Family Trust			NS	
Eisenhouer, K. **	R-393	Left copies with Lela Merczak; no indication of suitable age, discretion or residence	Q	FRCP 4(e)(2)
Eitel, Loretta Beth	S-10	Insufficient process; summons requires answer to complaint not on file	NS	FRCP 12(b)(4)

Person or Entity	Type of Service	Comments	Status of Service	Authority
GLW Ranches, Inc.	W-26 R-392	Executed by Michael J. Melarkey, Resident Agent	S	
Elwell, William J. & Dona M.			NS NS NS	
Bestrada, Salvador & Frances			NS NS NS	
Everett, Harry			NS	
Executive Consultants, Inc.			NS	
E.I.M. Corporation			NS	
Gracer, c/o Eva Hughes R.L. & Mabel			NS NS NS	
Farias Wheel Ranch, Inc.			NS	
Farias, Ellis N.	R-343 & R-344	Personal service on Ellis Norman Farias Left copies for Ellis N. Farias with uncle, Ellis Norman Farias	S	
Farias, Harold W. Carmen Ruth	R-345 R-346 R-327	Left copies with Carmen; no indication of suitable age, discretion or residence	S S Q	FFCP 4(e)(2)
Farmer, Jack B. & Letha S.	R-481 R-482	Attempted service Attempted service; resident informed server that property was sold to her 1 year ago	NS NS NS	
Fawcett, Lawrence W.			NS	
Fawcett, Lawrence Edward			NS	

Person or Entity	Type of Service	Comments	Status of Service	Authority
Genilli, Peter A. & Veronica J.			NS NS	
Hickes, Gerald L. & Peggy L.	W-73 S-13	Insufficient process; summons requires answer to complaint not on file	S NS	FRCP 12(b)(4)
Field, John Julius. & Mary L.	R-69 R-70		S S	
Einch, Harry L.			NS	
Fitz, George O.			NS	
Fletcher, Michael S. & Marie L.			NS NS NS	
Fletcher, Ruth L.			NS	
Fletcher, Wesley L. & Teri L.	W-122	Waiver executed by only Teri L. Fletcher	NS S	
Flying A. Limited Partnership			NS	
Flying M. Ranch - DBA	W-56	Executed by Bryce G. Mitchell on behalf of Flying M Ranch	S	
Forrester, Wendell B. & Pamela			NS NS NS	
Goss, Thomas A.			NS	
Four G Corporation	W-121 R-350	Executed by Louis Girard, President, Four G Corp. Served person without indicating upon whom	S	

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Person or Entity	Type of Service	Comments	Status of Service	Authority
Leonard A. Fox Trust Leone, Tr. Elizabeth J.	R-420	Personal service on Kenneth C. Leone, "husband of Elizabeth J. Leone, Trustee of Fox Trust"; no indication of authority to accept service on behalf of the Trust	Q	
Frade Ranches, Inc.	R-71	Personal service on Antonne Frade "of Frade Ranches Inc."; no indication of Antonne's authority to accept service on behalf of corporation	Q	FRCP 4(f)(1)
Franklin, Shawn C. & Vonda Kay			NS NS	
Eraser, George & Betty			NS NS	
Brazier, George R. & Helen	W-120 W-78		S S	
Greitas, Maurice H. & Elizabeth			NS NS	
Greitas, Barbara L.			NS	
Friedhoff, George W. & Helen	R-123 & R-490 R-124	Left copies without indicating with whom Deceased Left copies without indicating with whom	NS Q	FRCP 4(e)(2)
Buchs, Hans & Margaret	R-125 R-126		S S	
Fuller, (Tr.) Raymond E. & Carol	R-127 & R-130 R-128 & R-129		S	

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Person or Entity	Type of Service	Comments	Status of Service	Authority
David H. Fulstone Company	R-368	"Left copies with Mrs. Fulstone"; no indication of authority to accept service	Q	FRCP 4(f)(1)
F.M. Fulstone, Inc.			NS	
Fulstone, I.R. Leinassar, M.F. **	R-72	Attempted to leave copies with gardener, Linda Anderson; left on porch when refused	NS NS	FRCP 4(e)(2)
R.N. Fulstone Company			NS	
Sylvian D. Fulstone Trust Fulstone, James H. Wright, Glenora F.	R-131 R-132		S	
Lazy B Partnership	R-138	Personal service on Florida Giorgi; no indication of authority to accept service	Q	
Don R. Gable Trust			NS	
Gable, O.D. & M.P.			NS NS	
Garcia, Mariana **			NS	
Garms, Donna J.			NS	
Garms, Gary Jay & Toni J.			NS NS	
Gelles, Paul & Eleanor Lynn	R-351 R-352 R-353		S S S	
Gemmell, Bruce H. **	R-133		S	
Gerbig, Arden Evilo J.			NS NS NS	

Person or Entity	Type of Service	Comments	Status of Service	Authority
Chio, Mario J. & Diana D.			NS NS	
Giles, William C.			NS	
Gill, Joseph P. & Alice P.	R-135 R-134		S S	
Gingras, Edward J. & Opal Edith	R-487	Attempted service; Mr. Gingras informed server he sold property in 1993	NS NS	
Giодо, Joseph A. ** & Virginia M. **	W-93 W-90	Virginia Giодо is deceased; executed by Anna Nannini; no indication of authority to accept service	S Q	
Giorgi Brothers, Inc. Giorgi, Daniel E. **	R-144	Personal service on Ugo without indicating his authority to accept service	Q NS	FRCP 4(h)(1)
Giorgi, Donald & Linda Hunewill (Giorgi)	R-136 R-137		S S	
Giorgi, (Tr.) Evo & Virginia M.	R-419	Contact by phone only	NS	
Giorgi, et al. Ugo & Baldo J.	R-140 R-142 & R-143	Personal service on Ugo "for J. Giorgi Trustees" & "J. Trustee Giorgi"; no indication of authority to accept service on behalf of J. as Trustee	S NS Q	

Person or Entity	Type of Service	Comments	Status of Service	Authority
Ugo & Florence A. Giorgi Family Trust			S	
Giorgi, (Tr) Ugo F.A.	R-139 & R-141			
Giorgi, (Tr.) Ugo & F.A.	R-139		S	
Siron, Vince Garcia, Mariana **			NS NS	
Glasner, Grover F.	W-40		S	
Glass, Daniel G. & Patricia J.			NS NS	
Gleason, James G. & Marla D.	R-147 R-146		S	
Glock, Ernest & Audrey			NS NS	
Gober, Edward E. & Alice M.	R-495 R-148	Deceased	NS S	
Goes, Frank & Sheryle	W-67 W-66		S S	
Goffinet, Lornie K. & Cheryl L.	R-149 R-150		S S	

Person or Entity	Type of Service	Comments	Status of Service	Authority
Goodman, Emma M.			NS	
Gore, Libborn & Margaret Jeff R. & Sandra J.	R-323 R-321 R-320 R-322	Left copies with "neighbor Charles Barrett" Left copies with "neighbor Charles Barrett" Left copies with "Charles Barrett, neighbor" Left copies with "neighbor Charles Barrett"	NS NS NS NS	FRCP 4(e)(2) FRCP 4(e)(2) FRCP 4(e)(2) FRCP 4(e)(2)
Gorham, John A. & Rosamond A.	R-436 R-437		S S	
Granata, Helen C.	R-450		S	
Granata, Helen C., Trustee			NS	
Gray, Mary & Leslie B.	W-94 W-82		S S	
Greenfield Development Limited Liability Company	R-56	Personal service on Julie Day, listed as resident agent with secretary of state	S	
Grosso, Angelo & Blanca			NS NS	
Grosso, Charles			NS	
Grosso, Ernest & Maxine J.			NS NS	
Gulli, Ace Marvin & Felicia	R-152 R-151		NS S S	
Guild, Rolene V.	R-455	Attempted service	NS	

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Gustave, John, III **			NS	
Hadley, Ernest D. & Katherine	R-286 & R-294 R-287 & R-295	2 forms filed (same date & time); 1 indicates personal service, other says copies left with Thomas Bobrick 2 forms filed (same date & time); 1 indicates copies left with husband Ernest, other says copies delivered to secretary Jennifer	S S	
Hall, Blanche F.	W-81 R-486		S	
Hall, Blanche F., Trustee			NS	
Hall, Ralph & Ruth	R-153	Left copies with "Dora Goddard - care giver, Ralph was in living room"; no indication if Dora resides therein	Q NS	FRCP 4(e)(2)
Ham, Franklin C. & Dana C.			NS NS	
John M. & Maryanna Hamer Trust			NS	
Hamilton, Richard R. & Alice J.			NS NS	
Hamlett Group Limited Partners	R-155	Form indicates both personal service on Cecelia Hamlett without indicating her authority to accept service, & unable to execute service because "no one home"	Q	FRCP 4(h)(1)
Hammond, Judy			NS	
Hanftan, Phillip & Janet	W-53		NS S	

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Person or Entity	Type of Service	Comments	Status of Service	Authority
Hanson, F.W. & Leona			NS NS	
Hanson, Gary M. & Beverly			NS NS	
Hara, Marjorie E.			NS	
John R. Hargus ** Adah M. Blinn Trust **	R-156	Left copies with Mildred Hargus; no indication of Mildred's authority to accept service on behalf of Trust	Q	
Hammon, Patricia			NS	
Harris, John R. & Carol C.	R-300		NS S	
Harrison, B.A. & Linda			NS NS	
Hartline, Deborah			NS	
Mattheway, Myrtle K. ** Eisenmayer, Jack L. ** & Wilman H. **	R-157 R-75		S S NS	
Hawkins, Benjamin F. & Juanita	W-34 W-35		S S	
Hawkins, Kenneth R.	R-158		S	
Hawkins, Terry & Margaret			NS NS	

Person or Entity	Type of Service	Comments	Status of Service	Authority
Hazard, Michael J.	W-52		S	
Joseph W. Heiflin, Inc.			NS	
Heimeman Family Trust Heimeman, John A. & Leona T.	R-159 R-160		S	
Henker, Mark & Nancy	R-325 R-326	Left copies with Lynn Henker; no indication of suitable age, discretion or residence Left copies with Lynn Henker; no indication of suitable age, discretion or residence	Q Q	FRCP 4(e)(2) FRCP 4(e)(2)
Henwood Associates Inc.	R-485	Mark Henwood informed server by phone that his easement has expired	NS	
Hill, Lynn M. **			NS	
Hilton, Barron	W-91 W-99	Executed by Barron Hilton	S	
Hilton, c/o Flying M Cattle Co. Barron & Marilyn June		Waivers executed by Barron Hilton do not indicate waiving of service for Flying M Cattle Co.; no other proof of service on file	NS	
Hilton, Marilyn June	W-92	Executed by Marilyn June Hilton	S	
Holbrook, Richard & Constance	R-162 R-161		S S	
Holbrook, Richard H. Jr. & Vera L.	R-163 R-164		S S	
Holbrook, (Tr.) Richard & Constance			NS	

Person or Entity	Type of Service	Comments	Status of Service	Authority
Homes, Mr. Frank & Mrs.			NS NS	
Howard, Charles S., III & Loretta	R-165 R-166		S S	
Huckins Family Trust Huckins, Harry & Dorothy	R-168 R-167		S	
Huckins, Harry			NS	
Huggans, Jan	S-8	Insufficient process; summons requires answer to complaint not on file	NS	FRCP 12(b)(4)
Hughes, George & Eva	R-169 R-94 & R-95		NS S S	
Menesini, Grace **				
Hunewill Enterprises			NS	
Hunewill Land & Livestock Co.	S-9	Insufficient process; summons requires answer to complaint not on file	NS	FRCP 12(b)(4)
Hunewill, Gregory A.			NS	
Hunewill, Harvey E. & Phyllis			NS NS	
Hunewill, (Tr.) Harvey E. & Phyllis			NS	
Hynes, Marshall & Frances L.	R-500 R-354	Deceased	NS S	

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Person or Entity	Type of Service	Comments	Status of Service	Authority
Ireland, Ward W. & Mariann	R-172 R-171		S S	
Thurburu, John ** & Marilyn **			NS NS	
Jacobsen, Finn & Michelle	R-174 R-176	Left copies with William Jacobsen without indicating suitable age, discretion or residence Left copies with William Jacobsen without indicating suitable age, discretion or residence	Q Q	FRCP 4(e)(2) FRCP 4(e)(2)
William & Judith	R-177 R-175	Left copies with William Jacobsen	S S	
Jakobson, Bert A.			NS	
Jason Corporation	R-448	Personal service on Prince A. Hawkins, listed as resident agent with secretary of state	S	
Jenkins, Larry D. & Joyce	R-410		S NS	
Jensen, Jack E.			NS	
Jesch, Sylvia Margaret M. Wheat Trust** Sylvia Jesch, Trustee			NS	
Jesch Family Trust Jesch, Raymond & Sylvia J.			NS	
Johnson, Wallace D. & Leona E.			NS NS	

Person or Entity	Type of Service	Comments	Status of Service	Authority
Johnston, Charles & Pearl D.	W-109 W-77		S S	
Jones, Frederick R. & Georgianna			NS NS	
Jones, Gilbert E. & Norma J.	W-3 W-2		S S	
Jones, Thomas F. & Louise A.	W-63	Waiver signed only by Thomas F. Jones	S NS	
Jones, (Tr.) Thomas & Louise	W-63	Executed by Thomas F. Jones, individually, not as Trustee	Q	
Judd, D. Leon & Luch Charlene			NS NS	
Julian, Jay F. & Darlene A.			NS NS	
Junction Range Co Arnold Sattlemeyer			NS	
Karadanis, et al. c/o Lake Tahoe Inn			NS	
Keeley, Edith L. & John H. Marvin C.	W-111		NS S NS	

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Person or Entity	Type of Service	Comments	Status of Service	Authority
Kelly, Dr. Donald	W-98		S	
Kennedy, Dale S. & Cleo N.	R-178 R-179		S S	
Kennon, Vergie A. Burn, Babe Lona **			NS NS	
Kyer, Melwood & La June F.	R-181 R-180		S S	
L.D.S. Church c/o Cal Jibson			NS	
L & L Hunewill			NS	
L.T.R. Enterprises	R-374		S	
Landolt, David A. & Tameia Joseph & Beverly J.	R-183 R-182	Left copies with Beverly as "David has passed away"; no indication if she has authority to accept service on Estate's behalf	Q NS NS S	
Joseph G. & Beverly J. Landolt Trust Agreement	R-184	Personal service & left copies without indicating with whom; however, same time & date as R-183 wherein Beverly accepted	S	
lands of Sierra, Inc.	R-451	Personal service on "Jill Nichol, legal secretary"	NS	FRCP 4(f)(1)
larson, Roger	R-439	Sandy Stewart, partner, accepted copies on Roger's behalf; no indication of suitable age, discretion or residence	Q	FRCP 4(e)(2)
Stewart, Sandy **	R-440		S	
Lazy Two-T Ranch **			NS	
Lee Family Trust Lee, Trustee Harry A.			NS	

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Person or Entity	Type of Service	Comments	Status of Service	Authority
Kee Ivey Ranches	R-173	Personal service on Karen Ivey; no indication of authority to accept service	Q	FRCP 4(h)(1)
Lehmer, Steven M. & Debra S.			NS NS	
Linassar, Alan S. & Marianne	R-186 R-185	Attempted to leave copies with gardener, Linda Anderson; left on porch when refused Attempted to leave copies with gardener, Linda Anderson; left on porch when refused	NS NS	FRCP 4(e)(2) FRCP 4(e)(2)
Linassar, M.F. **	R-72	Attempted to leave copies with gardener, Linda Anderson; left on porch when refused	NS	FRCP 4(e)(2)
Lukumberry, Robert J. & Suzanne			NS NS	
Luttenberg, Roger F. & Joanne	R-73 R-74	Left copies with Mike Sturge; no indication of suitable age, discretion or residence Left copies with Mike Sturge; no indication of suitable age, discretion or residence	Q Q	FRCP 4(e)(2) FRCP 4(e)(2)
Linscott, George	S-15	Service on Jeannie Pace as executor of Estate of George & Louise Linscott; insufficient process; summons requires answer to complaint not on file	NS	FRCP 12(b)(4)
Linsenmier, Jack L. ** & William H. **	R-75 R-157		S NS S	
Little, David & Sherry	R-76 R-77		S S	
Livingston, George & Lori	W-19 W-18		S S	

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Person or Entity	Type of Service	Comments	Status of Service	Authority
Id., Raymond F. & Margaret M.	R-499 R-78	Deceased Left copies with "a man on the premises"; no indication of suitable age, discretion or residence	NS Q	FRCP 4(e)(2)
Lommoir, Dante J. & Eleanor B.	R-372 R-373	Left copies with Dante on behalf of Lommoir Family Trust; no indication of service on Dante in individual capacity	Q S	
Joseph J. & Bessie J. Lommoir Trust Lommoir, (Tr.) J.J. & B.J.	R-371 R-370	Service upon Joseph J. & Bessie J. by leaving copies with Dante Service upon "Joe Lommoir" by leaving copies with Dante	Q	
Lommoir, Julio & Della T.	R-80 R-79		S S	
Julio & Della T. Lommoir Trust	R-81		S	
Lommoir, Mario			NS	
Lommoir Family Trust Lommoir, (Tr.) Mario & Clarice Dante			S	
Lompa Family Trust Lompa, (Tr.) Samuel & Duana			NS	
Lorenz, Joe E. & Ellie T.			NS NS	

Person or Entity	Type of Service	Comments	Status of Service	Authority
Kind, Hans N. & Marie N.			NS NS	
Kindel, Samuel M. & Donna	W-7 W-23		S S	
Lyon County Cemetery #2	R-1	Personal service on Lyon County Clerk's office; individual served not identified	Q	FRCP 4(0)(2)
Lyon County Fair Grounds, Inc.	R-2	Personal service on Lyon County Clerk's office; individual served not identified	Q	FRCP 4(0)(2)
Lyon County Trust Lazy Two-T Ranch **			NS NS	
Mabe, James A. & Sandra R.	R-324		S NS	
Mackenzie, Andrew Ganta, Ronald T. & ** Mary Louise **			NS NS NS	
Mackey, Russell & Theresa	R-82 R-83	Left copies with 'adult on premises'; no indication of discretion or residence Left copies with 'adult on premises'; no indication of discretion or residence	Q Q	FRCP 4(e)(2) FRCP4(e)(2)
Madden, Gerald & Lois	R-84 R-85		S S	
Madsen, Vernon Lee & Patricia G.	W-80	Waiver executed by only Vernon Lee Madsen	S NS	
Maine, D.C. & Gayle	W-4 W-44		S S	

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Person or Entity	Type of Service	Comments	Status of Service	Authority
Maionchi, Elvira	R-503	Deceased	NS	
Maionchi, Melio	R-504	Deceased	NS	
Josephine Manha Family Trust	R-86	Left copies & personal service on Josephine of "Manha Family Trust"	S	
Mann, Allen J., Jr. & Melinda L.			NS NS	
Mann, Luetta **	R-87		S	
Maple, Jr. G.D. & U.L.	R-88 R-89		S S	
Maple, (Tr.) Gurney D. & Ura L.			NS	
Marriot, Carlis N.			NS	
Marriot, Jack Dale & Sandra K.			NS NS	
Marriot, Lonnie E. & Sandra Jo			NS NS	
Masini Investments	R-101	Personal service & "left with Lawrence C. Masini"; no indication of authority to accept service	Q	FRCP 4(f)(1)
Masini, Carol G. & Maria O.	W-45	Waiver executed by only Carol Masini	S NS	
Lawrence C. & Alma Masini Trust	R-99	Left copies with Lawrence C. & unable to execute on previous date	S	

Person or Entity	Type of Service	Comments	Status of Service	Authority
Masini, Lawrence C. & Patricia Alma	R-100 R-102 R-98	Left copies with Lawrence C. Masini Service on "Lama" by leaving copies with Lawrence C.; no indication of suitable age, discretion or residence	S S Q	FRCP 4(e)(2)
Lawrence C. Masini Ranch			NS	
Matheson, Dorothy	R-90		S	
Matice, James L. & Mary L.	R-296 W-105	"Delivered copy to secretary Jennifer"	NS S	FRCP 4(e)(2)
McAlister, Edgar O. & Betsy K.	R-92 R-91		S S	
Frank Joseph McBryde Trust McBryde, Trustee Frank Joseph			NS	
McCargar, Edward James & Dois	W-27 W-57		S S	
McClain, William T. & Terry Lee	W-30 W-24		S S	
McColloch, Robert L. & Pamela	W-10	Waiver executed by only Robert L. McColloch	S NS	
McCray, Nancy R. & W.G.			NS NS	

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Person or Entity	Type of Service	Comments	Status of Service	Authority
McHale, Michael Martin & Nora	W-5 W-6		S S	
McKay, James C. **	R-93		S	
McKay, Mervin M.			NS	
McKinnon, Fred E. & Barbara J.			NS NS	
McWhirter, Mildred K.			NS	
Meier, Mr. Virgil & Mrs. Virgil			NS NS	
Amos Mercarini, Jr. Trust ** Teresa Shehady, Trustee	R-245	Service on Amos Mercarini by personal service on T. Shehady	Q	
Menesini, Donald G. & Lucinda	R-497	Deceased	NS NS	
Menesini, Gene			NS	
Menesini, Gene J., Trustee			NS	
Menesini, Gerald T. &	R-96	Left copies with "mother-in-law - Mrs. Janice Tamagni"; no indication of discretion or residence	Q	FRCP 4(e)(2)
Renee E.	R-97	Left copies with Renee's mother; no indication of discretion or residence	Q	FRCP 4(e)(2)
Menesini, Orlando & Grace **	R-94 & R-95		NS S	
Menesini, Pete			NS	

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Merczak, Elvetia	R-391	Left copies with Lela Merczak, Elvetia's sister; no indication of suitable age, discretion or residence	Q NS	FRCP 4(e)(2)
Terry, L. ** Eisenhower, K. **	R-393	Left copies with Lela Merczak; no indication of suitable age, discretion or residence	Q NS	FRCP 4(e)(2)
Merritt, David L. & Teresa C.	R-103 R-104		S S	
Methodist Episcopal Church			NS	
Miller, Robert J. & Lucille B.	R-505 R-376	Deceased	NS S	
Miner, Frances Schmid, Ethel **	R-306	Left copies with Ethel for service on Al Schmid	NS Q	
Minister, Rose Alice			NS	
Minister, Rose Alice, Trustee	W-9		S	
Mitchell, Ronald & Ginger			NS NS	
Moria, Ray & Elaine	R-429 R-430		S S	
Montgomery, Jeffery K. & Mary	R-494 R-106 R-107	Deceased Left copies with "mother (Mary)"; no indication of discretion or residence	NS S Q	FRCP 4(e)(2)
Moore, Anthony P. & Monica R.	R-111	Left copies with Al Palmer; no indication of suitable age, discretion or residence	NS Q	FRCP 4(e)(2)

Person or Entity	Type of Service	Comments	Status of Service	Authority
Moore, Harold & Joyce	R-108 R-109		S S	
Moore, Laurie **	R-110	Left copies with Tim Olge; no indication of authority to accept service as Trustee	Q	
Emma M. Moorehead S.P. Trust Moorehead, Trustee Emma	W-29 & W-33	Executed by Emma M. Moorehead, for Emma M. Moorehead S & P Trust Executed by Emma Moorehead	S	
Moreda, Clarence J. & Janet	R-112 R-114 & R-115		S S	
Clarence J. Moreda Family Trust	R-113	Left copies with Janet Moreda; no indication of authority to accept service as Trustee	Q	FRCP 4(f)(1)
Morse, George C., Jr. & Kathleen R.			NS NS	
Nadel, Natfali no Western Nevada Supply			NS	
Nagel, Robert R. & Shirley J.	R-116 R-117		S S	
Nagel, Helen			NS	
Nannini, Guido & Anna	W-87 W-12	Guido Nannini is deceased; executed by Anna Nannini without indicating authority to execute on Estate's behalf Executed by Anna Nannini	Q S	
Glodo, Joseph A. ** & Virginia M. **	W-93 W-90	Executed by Joseph A. Glodo Virginia Glodo is deceased; executed by Anna Nannini; no indication of authority to execute	S Q	

Person or Entity	Type of Service	Comments	Status of Service	Authority
Nesmith, John F. & Teresa M.			NS NS	
Nesmith Family Trust Agreement Nesmith, Trustee Teresa M.			NS	
Neuhauser, Larry & Geneva Ruth	W-28 & W-110	Waiver executed by only Geneva Neuhauser	NS S	
Nevada Dept. of Wildlife	W-60 R-443	Executed by Craig Mortimore, Nevada Division of Wildlife Personal service on Chris Healy, who will "give it to the director"	Q	FRCP 4(i)
Nevada-Utah Association of Seventh Day Adventists	W-58	Executed by Kenneth E. Ladd on behalf of Nevada-Utah Assoc. of S.D.A.	S	
State of Nevada Lands Division	R-377	Personal service on Maura Cochran, Management Assistant; no indication of authority to accept service	Q	FRCP 4(i)(2)
Nevin, Wilbur W. & Melba	W-50 W-49		S S	
Newcombe, Linda	R-484	Attempted service; informed Linda has moved	NS	
Norton, Gary D. Nott, Julie A. **			NS NS	
Novy, Lowell	R-402		S	
Nugent, George D. & Evelyn			NS NS	

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Person or Entity	Type of Service	Comments	Status of Service	Authority
Nuti, Ralph C. & Mary R.	R-189 R-118 & R-187	Left copies with "Mary" Service on "Nuti Brothers" by leaving copies with Mary	S	
Lawrence Leslie Michael	R-121 R-122 R-188	Personal service Left copies with "Nancy"; no indication of suitable age, discretion or residence Left copies with "Nancy"; no indication of suitable age, discretion or residence Left copies with "Nancy"; no indication of suitable age, discretion or residence	S Q Q Q	FRCP 4(e)(2) FRCP 4(e)(2) FRCP 4(e)(2)
Nuti, Armando & Helen L.	R-119 R-120		S S	
Nuti, Ralph E. & Mary E.			NS NS	
Barion, James R.			NS	
Connor, Paul D. & Kelli S.			NS NS	
Ogle, Leanna M. Moore, Laurie ** Giorgi, Daniel E. **	R-209	Left copies with Tim Ogle; no indication of suitable age, discretion or residence	Q NS NS	FRCP 4(e)(2)
Grim, Kenneth	R-315		S	
Osborn, Henry S.	R-210		S	
Osborne, R.E. & G.L.	R-298 R-297		S S	
Owens, David A. & Cindy R.			NS NS	

Person or Entity	Type of Service	Comments	Status of Service	Authority
Eysen, Peter & Nancy			NS NS	
Palmer, (Tr.) Alfred & Joy			NS	
Palmer, Alfred & Joy L.			NS NS	
Park, W.B.			NS	
Park Livestock Co.	S-4	Insufficient process; summons requires answer to complaint not on file	NS	FRCP 12(b)(4)
Parker, Raymond E. & Patricia	W-71 W-83		S S	
Carraguirre, D.			NS	
Parris, Thomas A. & Judy Y.			NS NS	
Patton, Thomas C. & Marolyn B.			NS NS	
Patton, Co-Trustees Thomas & Marolyn			NS	
P.D. Explorations, Inc.			NS	
Peoples, Frank Terry	W-119		S	

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Person or Entity	Type of Service	Comments	Status of Service	Authority
Peoples, Norma M. & Josiah P.	R-192 R-501	Deceased	S NS	
Pederson, Alenzo & Katie	R-190 R-191		S S	
Pelayo, Dan & R.A.	R-424 R-425	Left copies with a relative; no indication of suitable age, discretion or residence Left copies; no indication with whom suitable age, discretion or residence	Q Q	FRCP 4(e)(2) FRCP 4(e)(2)
Pellegrini, Steven W. & Debra L.	W-113	Waiver executed by only Stephen W. Pellegrini	S NS	
Pellegrini, Violet			NS	
Pendleton, Cleo C. & Janet L.			NS NS	
Pendleton, Daniel L. & Jennifer			NS NS	
Penrose General Improvement District			NS	
Herbert W. Penrose Family Trust			NS	
Peri & Peri, A Partnership			NS	
Perin Trusts c/o Francis L. Perin			NS	
Perriseau, Melvin ** & Modesta **	W-69	Waiver executed by only Melvin Perriseau	S NS	

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Person or Entity	Type of Service	Comments	Status of Service	Authority
Garry, Gena			NS	
Perumean, c/o Pete Perumean, Jr.	R-196	Service on Pete, Jr. by leaving copies with Mary Ann Perumean; no indication of suitable age, discretion or residence	Q	FRCP 4(e)(2)
Pete & Cecelia C.	R-195 R-194	Left copies with MaryAnn Perumean; no indication of suitable age, discretion or residence Left copies with MaryAnn Perumean; no indication of suitable age, discretion or residence	Q Q	FRCP 4(e)(2) FRCP 4(e)(2)
Perumean, Peter, et al., Trustee c/o Pete Perumean Jr.			NS	
Peters, Glen & Darlene			NS NS	
Petersen, Leon E.			NS	
Peterson, Leland C. & Maïon W.	R-197 R-198		S S	
Petersen, Martin W. & Norma D.			NS NS	
Phelps Dodge Corporation Real Estate Department			NS	
Phillip, Richard L. & Joan F.	W-15 W-16		S S	
Pineut Ranch Corporation c/o David Trailtel	R-202 & R-272	Left copies with "Jim Talbot hired hand" Left copies with "Jim Talbot hired hand"	NS	FRCP 4(f)(1)
Plett, Walter & Pauline	R-199		S NS	

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Person or Entity	Type of Service	Comments	Status of Service	Authority
Plymouth Land & Stock Co.			NS	
Poli, John & Nancy	R-201 R-200		S S	
Polish, Louis & Evelyn	W-46 & W-95	Executed by only Evelyn M. Polish Executed by Evelyn M. Polish (appear to be duplicate copies of same waiver)	NS S	
Porter, c/o Benny Romero Harold & Sherri			NS NS	
Porter, Randy & Tracee			NS NS	
Pumpkin Hollow Farms, Inc.			NS	
Puett Ranches, Inc.			NS	
Purrell Trust Purrell, Earlene D., Trustee	R-459 & R-460	Attempted service Attempted service	NS	
Purrell, James E. & Karen M.	R-461 & R-462 R-457 & R-458	Attempted service on James E. on behalf of Purrell Trust; no answer Attempted service on James E. on behalf of Purrell Trust; no answer Attempted service on Karen M. on behalf of Purrell Trust; no answer Attempted service on Karen M. on behalf of Purrell Trust; no answer	NS NS NS	
Pursel Ranch, a Partnership			NS	
Pursel, Melvin E. & Phyllis A.	R-205 R-207	Documents left with Suzanne Pursel; no indication of suitable age, discretion or residence Documents left with Suzanne Pursel; no indication of suitable age, discretion or residence	Q Q	FRCP 4(e)(2) FRCP 4(e)(2)

Person or Entity	Type of Service	Comments	Status of Service	Authority
Kursel, Norman & Norma Delbert & James	R-208 R-206 R-203 R-204	Left copies with Norma; no indication of discretion or residence Left copies with Norma; no indication of discretion or residence	S S Q Q	FRCP 4(e)(2) FRCP 4(e)(2)
Quealy, T.H. & B.V.			NS NS	
Quilici, Basil A. & Pauline L.			NS NS	
Quilici, Louise & Basil A.			NS NS	
Quilici, Norma Yvonne			NS	
Caros & Ofelia Quiroga Trust Quiroga, Hector & Guadalupe	R-314	Personal service on Hector	S	
R. & R. Services	W-47	Executed by Robert Rupprachter on behalf of R & R Services	S	
Haisbeck, Peter D. & Nancy L.	R-212 R-211		S S	
Ramsey, Leila c/o Eva Hughes			NS	
Rathbun, Richard M., Jr.			NS	
Rauber, William S., Trustee	W-20	Executed by William S. Rauber	S	
Regan, Ruby **	R-213	Personal service on behalf of Regan Trust	S	

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Renner, Dorothea K. & Thomas R. ** Donald W.	R-214 R-216 R-215	Personal service on Tom Renner, no indication of suitable age, discretion or residence	S S Q	FRCP 4(e)(2)
Richardson, Elizabeth **	W-61		S	
Richardson, Ralph & Glenna	R-218 R-217		S S	
Ritter, John G., Jr. & Lucille Gustave, John, III **			NS NS NS	
Elva, Herbert R. & Anne M.	R-219 R-493	Deceased	S NS	
Burnett, Kenneth R. & Sharon L.			NS NS	
Roberts, George C.	S-6	Insufficient process; summons requires answer to complaint not on file	NS	FRCP 12(b)(4)
Hoderick, Joseph & Laurel	R-221 R-220		S S	
Rogers, Ralph S. & Carole J. Lee (Rogers)			NS NS	
Holston, Kenneth J. & Linda			NS NS	

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Romano, Dennis & Diane R.			NS NS	
Roman Catholic Bishop of Reno	R-447	Left copies with secretary, Judy Lubick	Q	FRCP 4(f)(1)
Rosaschi, Angelo Joseph			NS	
Rosaschi, Lena, Trustee			NS	
Rosaschi, Lester & Connie			NS NS	
Rosaschi, Michael G. & Paula L.			NS NS	
Rosse, Jerry R. & Debra D.	R-340 R-339		S S	
Rupe Family Trust Agreement Rupe, (Tr.) Marvin & Jean			NS	
Ryerson, Morris E. & Alison M.	R-491 R-222	Deceased	NS S	
Salmonson, Michael L. & Karen			NS NS	
William & Leota Salvador Trust	R224	Personal service on William Salvador	S	
Salvador, William M. & Leota P.	R-225 R-223		S S	

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Santos, Paul J. & Christena M.	R-226 R-227		S S	
Saño Livestock Co.	R-312	Left copies with Mrs. Presto; no indication of authority to accept service	Q	FRCP 4(h)(1)
Saunders, Eva Irene			NS	
Cora Sayer Trust			NS	
Scatena, Louis G. & Lorraine B.	R-229 R-228		S S	
Scerire, David A. & Joseph E. Edna Jayne Herbert Jackie Duane Lester	R-230 R-231 R-496	Deceased	S NS S NS NS NS NS	
Schendel, Robert J. & Madge E.			NS NS	
Schmid, Ethel **	R-306	Left copies with Ethel for service on Al Schmid	Q	
Schmitt, Judy	R-237	Left copies with James C. McKay; no indication of suitable age, discretion or residence	Q	FRCP 4(e)(2)
McKay, James C. **	R-93		S	
Schrotz, Robert J. & Peggy L.			NS NS	
Schuster Family Trust Schuster, Donna R.			NS	

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Person or Entity	Type of Service	Comments	Status of Service	Authority
Schwake, Frederick & Patricia	R-238 R-239		S S	
Sciarani, Arnold, Jr. Nelson Eugo John	R-235		NS S NS NS	
Sciarani, Nelson, et al. Trustee	R-236	Left copies "with brother (James)"; no indication of authority to accept service	Q	
Sciarani Trust Agreement Sciarani, Arnold, Jr. & Pauline			NS	
Sciarani, Paul Glenn Nelson Mildred	R-235 R-234		NS NS S S	
Sciarani, James & Donna	R-232	Left with husband, James	NS S	
Scribner, Vance & Cynthia			NS NS	
Seifert, Stanley D. & Judy A.	R-395 R-394		S S	
Saubert, Donald R. & Sophia	R-240 R-241		S S	

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Person or Entity	Type of Service	Comments	Status of Service	Authority
Ronald & Teresa Shehady Trust Shehady, Daniel Renner, Tom & ** Tosca	R-216		S	
Shehady, Donald & Teresa	R-244 R-242 R-243	Served T. Shehady on behalf of Teresa & Donald Personal service	S S	
Amos Mercarini, Jr. Trust **	R-245	Service on Amos Mercarini by personal service on T. Shehady	Q	
Sherlock, Michael Robert D. & Michelle	R-246 R-247	Left copies with Joe Ciglielmi & unable to execute service "no one home" Left copies with Joe Ciglielmi & unable to execute service "no one home"	Q Q NS	FRCP 4(e)(2) FRCP 4(e)(2)
Shively 1991 Revocable Trust Shively, (T.), Russelle & E. Duane	W-31 W-17	Executed by Russelle B. Shively Executed by E. Duane shively	S	
Shoemaker, Janis Joe Joe Scoirine			NS	
Shope, Edward B. & Joanna C.			NS NS	
Sierra Pacific Power Co. Westpac Utilities / Bob Squires	R-445	Left copies with Squires' secretary, Lannette Shere	NS	FRCP 4(n)(1)
Silva, Edward B.	R-248		S	
Silva, Paul S. & Dorthella A.	W-104	Paul S. Silva deceased Waiver executed by Dorthella A. Silva	NS S	

Person or Entity	Type of Service	Comments	Status of Service	Authority
Silva Trust Silva, (Tr.): Vaughn B. & Shirley A.	R-367 R-367		S	
Silverado, Inc.			NS	
Simmons, Stanley C. & Leila H. Patricia			NS NS NS	
Simpson, E.R. ** Go Ralcel Tholke	S-2	Insufficient process; summons requires answer to complaint not on file	NS	FRCP 12(b)(4)
State of California Dept. of Fish & Game **	R-404		Q	FRCP 4(f)
Singer, Steve & Linda	W-42	Waiver executed by only Steve Singer	S NS	
Six N Ranch, Inc			NS	
Smith, Cary R. & Cheryle Ann			NS NS	
Smith, Daniel G. & Shawna S.			NS NS	
Smith, Ermon W. & Mary Lee			NS NS	
Smith, Grant B.	R-466 R-467 R-468 R-469	Attempted service Attempted service Attempted service Attempted service	NS	

Person or Entity	Type of Service	Comments	Status of Service	Authority
Smith, Keith A. & Kathy L.	W-36 W-115 R-250		S S	
Smith, Mary E.			NS	
Smith, Mr. Norville W. & Mrs. Norville W.			NS NS	
Smith, Patricia Ann	R-375	Left copies with Robert Smith, nephew; no indication of suitable age, discretion or residence	Q	FRCP 4(e)(2)
Smith Ranch Partnership c/o Glen & Barbara Smith	R-330 R-331		S	
Smith Valley Cattle Feeders	R-414	Personal service on Steve Miller; no indication of authority to accept service	Q	FRCP 4(h)(1)
Smith, Wilbur L. & Verda	R-252 R-251		S S	
Snyder Livestock Co., Inc.			NS	
Snyder, Eddie R. & Theresa	R-253 R-254		S S	
Snyder, Frances	W-25		S	
Snyder, Lucy A.			NS	
Soderstrom, Dave, Jr. & Joan			NS NS	
Soltune, Inc.	R-397	Personal service on Dyan Wilcox; no indication of authority to accept service	Q	FRCP 4(h)(1)

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Person or Entity	Type of Service	Comments	Status of Service	Authority
Sorenson, Kenneth A. & Marge O.	R-255 R-256		S S	
Spezzi, Stanley R., U/C	R-470 & R-480	Attempted service Attempted service	NS	
A Company of Spragues			NS	
Stanley, John D. & Marlyse R.			NS NS	
Stark, Glenn M. & Ruth L.	R-258 R-257		S S	
Starr, D.E. **	S-2	Insufficient process; summons requires answer to complaint not on file	NS	FRCP 12(b)(4)
State Water Resources Control Board, Division of Water Rights (CA)	R-405	Personal service on Judith Carlson, secretary to Roger Johnson	Q	FRCP 4(i)
Stebbins, Richard W. & Roberta			NS NS	
Steele, Charles R. & Karen R.	R-260 R-259		S S	
Steneri Trust Robert S. Capurro, Trustee	R-388	Copies left with Robert's daughter, Jennifer, no indication of authority to accept service	Q	
Steneri, Donald R. & Mary L.			NS NS	
Stevens, Ronald Lynn	W-88		S	

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Person or Entity	Type of Service	Comments	Status of Service	Authority
Stewart, Michael B.	R-261	Left copies with "Kim Stewart, brother, who claims he is the water rights holder, not his brother"	Q	FRCP 4(e)(2)
Stewart, Sandy **	R-440		S	
Stillfield, Donna Jeanne Thomas Wilson Thomas			NS NS	
Stoughton, Robert G. & Candace Seibert			NS NS	
Stottmeyer, Charles E., Jr. & E.	R-262 R-263		S S	
Stout, Jack F. & Nancy	W-74 W-103		S S	
Stovall, Judith Lee			NS	
Strong, Charles W.	W-43		S	
Strosnider, Inc.			NS	
Strosnider Family Trust Strosnider, Kenneth & Carolyn			NS	
Sturge, Michael A. & Michelle A.			NS NS	
Sturtevant, Helen M. Mann, Luetta A. **	R-264 R-87	Left copies with Luetta Mann; no indication of suitable age, discretion or residence	Q S	FRCP 4(e)(2)
Sundance Feedlot, Inc.	R-423		S	

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Person or Entity	Type of Service	Comments	Status of Service	Authority
Swagger Ranch, Inc. do George C. Koenig	S-5	Insufficient process; summons requires answer to complaint not on file	NS	FRCP 12(b)(4)
Swainston Family Trust Swainston, (Tr.) George & Dorothy	R-332 R-333	George is deceased; left copies with son, John Swainston; no indication of authority to accept service on behalf of the Trust Left copies with son, John Swainston; no indication of authority to accept service on behalf of the Trust	Q	
Sweetwater Land & Cattle Co.			NS	
Taber, Don G. & Phyllis B.	W-37 W-70		S S	
Talbot Land & Livestock	W-96	Executed by Thomas J. Talbot on behalf of Talbot Land & Livestock	S	
Raymond Tamagni Family Trust	R-266	Personal service & left copies with Janice Tamagni	S	
Tamagni, Raymond E. & Janice E. Victor & Florence	R-349 R-506 R-265 & R-347 R-348	Left copies with Florence Tamagni; no indication of suitable age, discretion or residence Deceased Personal service by leaving "document with Janice Tamagni"; no indication of suitable age, discretion or residence Personal service on Florence as Trustee Left copies with Florence Tamagni; no indication of suitable age, discretion or residence	Q NS NS Q Q	FRCP 4(e)(2) FRCP 4(e)(2) FRCP 4(e)(2)
Nielson, N.				
Taylor, Laurence B. & Mary M.	R-498 W-107	Deceased Executed by Mary M. Taylor, widow	NS S	
Taylor, Lloyd T. & Dola F.	R-268 R-267		S S	
Terry, L. **			NS	

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Person or Entity	Type of Service	Comments	Status of Service	Authority
Ferschluse, Donald & Barbara	R-417 R-418	Contacted by phone only Contacted by phone only	NS NS	
Ferschluse, Robert W. & Marie			NS NS	
Rachel Tholke Trust c/o Don Cook			NS	
Tholke, R. Starr, D.E. ** Simpson, E.R., ** c/o Rachel Tholke	S-2 S-2 S-2	Insufficient process; summons requires answer to complaint not on file Insufficient process; summons requires answer to complaint not on file Insufficient process; summons requires answer to complaint not on file	NS NS NS	FRCP 12(b)(4) FRCP 12(b)(4) FRCP 12(b)(4)
Thom, Douglas & May	W-117 W-114		S S	
Thomas, Jim R.	W-118		S	
Thomas, Terry S. & Katherine L.	W-65	Waiver executed by only Katherine L. Thomas	NS S	
Thomas, Tracy Glaze & Arni			NS NS	
Thompson, Clifford A. & Evelyn	R-269 R-270	Personal service & left copies with grandson Mark, approx. 16; no indication of suitable age, discretion or residence Personal service & left copies with grandson Mark, approx. 16; no indication of suitable age, discretion or residence	Q Q	FRCP 4(e)(2) FRCP 4(e)(2)
Tibbals Family Trust Tibbals, Donald H. & Joy M.			NS	

Person or Entity	Type of Service	Comments	Status of Service	Authority
Tibbals, Joseph W. & Carol J.			NS NS	
Tibbals, Joseph E. & Margaret F.	R-271 R-316	Personal service & left copies with "Joe Tibbals, age 13, appeared to be responsible person"; no indication of suitable age, discretion or residence Documents for Margaret Tibbals of Als Family Trust Agreement "Delivered to Sherron Cook"; no indication of suitable age, discretion or residence	Q Q	FRCP 4(e)(2) FRCP 4(e)(2)
Tibbals, Walter C. & Shair L.			NS NS	
Tierney, Karen M. **	R-403	Personal service on father, Joseph Tierney; no indication of residence	Q	
Tjesseling, Dick G. & Judith A.			NS NS	
Tilley E. Tilley Trust Tilley, Jerry E., Trustee			NS	
Titus, Robin Lee			NS	
Tolgo, Thomas J. & Kathleen A.			NS NS	
Tollhouse Canyon Partners	W-108	Executed by Ellen Wood Grijaiva on behalf of Tollhouse Canyon Partners	S	
Tomac, Steve & Laura	W-54 W-55		S S	
Twelves, James & Helen			NS NS	

Person or Entity	Type of Service	Comments	Status of Service	Authority
Twin Lake Enterprises	S-11	Insufficient process; summons requires answer to complaint not on file	NS	FRCP 12(b)(4)
Twombly, C.W. & V.	R-399 R-399	Personal service on J. Snook, Trustee of W.W. & V.B. Twombly Trust; no service on C.W. or V. individually	NS NS	FRCP 4(e)(2) FRCP 4(e)(2)
The Uhland Family Trust Uhland, (Tr.) Craig & Shawn			NS	
Umberger, William W. & Lodema L.			NS NS	
U.S. Bureau of Indian Affairs	W-14 R-383	Executed by Robert Huter, Superintendent, BIA, Western Nevada Agency Personal service on George Fredericks, Contract Admin. BIA office in Carson City	Q	FRCP 4(i)
U.S. Bureau of Land Management	R-441 R-488	BLM offices closed; left copy with Denton Sonke, of Dean Witter office located next to BLM Office closed due to lack of funding	NS	FRCP 4(i)
U.S. Forest Service			NS	
U.S. Plumas National Forest			NS	
U.S. Toiyabe National Forest	R-449	Personal service on Maureen Joplin	Q	FRCP 4(i)
U.S. Indian Irrigation Service, Western Nevada Agency of BIA			NS	
Valdez, Ramon & Myrna	W-102 W-101		S S	
Van Horn, Philip & Karen	R-422 R-421		S S	

Person or Entity	Type of Service	Comments	Status of Service	Authority
De Van Vliet & Sons, Inc.			NS	
Vandebrake, Vernon & Audrey	W-112 W-51		S S	
Terney, Karen M. **	R-403	Personal service on father, Joseph Terney; no indication of residence	Q	
Vetsch, Leonard & Robert	R-435 R-511	Left documents with Robert Vetsch; no indication of suitable age, discretion or residence Personal service	Q S	FRCP 4(e)(2)
Yordin, William M. & Virginia Sue	R-408 R-409		S S	
Virginia Creek Hydro, Inc. c/o John Pelichowski, Mgr.	R-442	Personal service on Pelichowski; no indication of authority to accept service	Q	FRCP 4(h)(1)
Virginia Lakes Water Corp. c/o James L. Keller			NS	
Vogel, Bruce G. & Beverly K.	R-274 R-273		S S	
Walker River Irrigation District	R-3	Personal service; individual not unidentified	S	
Wallin, Lawrence B. & Theresa M.			NS NS	
Ward, Mark D. & Catherine M.			NS NS	
Warr, David T. John	R-276 R-275	Left copies with Ms. Warr; no indication of suitable age, discretion or residence Left copies with Mrs. Warr; no indication of suitable age, discretion or residence	Q Q	FRCP 4(e)(2) FRCP 4(e)(2)

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Person or Entity	Type of Service	Comments	Status of Service	Authority
Warburton Family Trust Warburton, Joseph A. & Winifred			NS	
Watkins, Louis H. & Mildred A.	W-72	Waiver executed by only Louis H. Watkins	S NS	
Way, C.E. ** & Lucile **		Left copies with Carol Weaver; no indication of suitable age, discretion or residence	NS NS Q	FRCP 4(e)(2)
Weaver, John R. & Lura K.	R-278 R-277		S S	
Wedertz, Gilbert C.			NS	
West Highland Ditch Co-Op	R-281	Personal service on "man on premises claiming to be West Highland Ditch Co."	Q	FRCP 4(h)(1)
Jesch, Sylvia Margaret M. Wheat Trust** Jesch, Trustee Sylvia			NS	
Wilder, Joan	R-336		S	
Wildlife Dept., State of Nevada	W-60	Executed by Craig Mortimore, Nevada Division of Wildlife	NS	FRCP 4(f)
Willens Family Trust			NS	
Wilkinson, Philip & Vivian			NS NS	
Durrell & Virginia Williams Trust	W-11	Executed by Durrell E. & Virginia J. Williams, co-trustees for Durrell E. & Virginia J. Williams Trust	S	

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Person or Entity	Type of Service	Comments	Status of Service	Authority
Williams, Harold S. & Doris M.			NS NS	
Williams, Jack H. & Evangeline	R-507 R-406	Deceased	NS S	
Kenneth & Eliz. Williams Trust Williams, Kenneth & Elizabeth	W-79 W-76	Executed by Kenneth & Elizabeth M. Williams on behalf of illegible entity Executed by Elizabeth Williams	S	
Leonard & Emily Williams Trust Williams, (Tr.) Leonard S. & Emily M.	R-416 R-453 R-454	E.M. Williams deceased; personal service on Ward L. Jennings, CPA, who "handles this estate" Attempted service Attempted service	Q 	
Williams, Phillip A. & Joni Fay	R-283 R-510		S S	
Williams, Thomas E.			NS	
Wills, Dennis & Marilyn			NS NS	
Wines, Daniel R. & Karen L.	R-280 R-282		S S	
Wipfli, Tom & Candyce	R-309 R-310	Left copies with Rudy Clements; no indication of suitable age, discretion or residence Left copies with Rudy Clements; no indication of suitable age, discretion or residence	Q Q	FRCP 4(e)(2) FRCP 4(e)(2)

Person or Entity	Type of Service	Comments	Status of Service	Authority
Wise David E. & Catherine E.	R-284 R-285		S S	
Wolff, William J.	S-1	Deceased	NS	
Woodward, Arlene Aiazzi **	R-304	Personal service	S	
Woodward, Carol			NS	
Wright, Joseph & Susan			NS NS	
Wright, Mary Mackedie			NS	
Wright, Wayne D. & Nadia	R-338 R-337		S S	
Wymore, Gerald Lee			NS	
Yerington Paiute Tribe	R-145	Served Beckie Giron by leaving copies	Q	FRCP 4(f)(1)
Zippwald, Jack C.			NS	
Zwiebel, A.J. & A.E.	R-407	Personal service on Jack Springer, husband of Sharon Springer, no indication of authority to accept service on behalf of A.J. Zwiebel	Q NS	FRCP 4(e)(2)

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**TABLE OF WAIVER OF SERVICE FORMS,
RETURN OF SERVICE FORMS AND SUMMONSES
FILED BY MINERAL COUNTY
FOR NAMES OR ENTITIES THAT DO NOT APPEAR ON MINERAL COUNTY'S LIST**

Person or Entity	Type of Service	Comments	Status of Service	Authority
Bargstrom, Cynthia K.	R-17	Left copies with Jeff Peterson; no indication of suitable age, discretion or residence	Q	
Blakey, Richard	R-22	Left copies with Robert Blakey; no indication of suitable age, discretion or residence	Q	
Blakey, Robert	R-23		S	
Bolt, Billy F.	R-290		S	
Bolt, Norton	R-288	Left copies with Ethel Schmid, & with son; no indication of suitable age, discretion or residence	Q	
Brown, Lois	R-26	Left copies with Eva Jamison, daughter-in-law; no indication of suitable age, discretion or residence	Q	
Cielei, Elena	R-396		S	
County of Lyon, County Clerk	R-4		S	
Farias, D.W.	R-328	Left copies with Carmen Farias; no indication of suitable age, discretion or residence	Q	
Hall, Walter	R-154	Left copies with Dora Goddard, caregiver; no indication if Dora resides therein	Q	
Hanks, Lawrence G.	W-41		S	
Lewis, Marcy	R-438		S	
Lloyd, Norma M.	R-400		S	
Lloyd, Thomas E.	R-401		S	
Mausbach, Judith	S-3	Insufficient process; summons requires answer to complaint not on file	NS	FRCP 12(b)(4)

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Person or Entity	Type of Service	Comments	Status of Service	Authority
Mastraker, Robert	R-105		S	
Miller, Robert L.	W-8		S	
Moorehead, S.F., M.D.	W-86		S	
Moss, Donald L.	W-39		S	
Sen, Nancy	R-318		S	
Sen, Peter	R-317		S	
Silva, Tildean	R-249	"Person accepting summons didn't know Tildean, but accepted anyways, as address was correct"	NS	
Smith, Gaila M.	R-463 & R-464 & R-465	Unable to execute because "no one at home"	NS	
Veuve, Gary J.	W-106 R-415		S	
Veuve, Mary R.	W-38		S	

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)

Plaintiff,)

WALKER RIVER PAIUTE)
TRIBE,)

Plaintiff-Intervenor,)

vs.)

WALKER RIVER IRRIGATION)
DISTRICT, a corporation, et al.)

Defendants.)

IN EQUITY NO. C-125-ECR
Subfile No. C-125-C

RETURN OF SERVICE

I _____, hereby certify that service of process of Mineral
(print name of server)

County's "Intervention Documents" was made pursuant to the Orders of the Court and
Notice in Lieu of Summons

upon: _____ (print name of person served)

of: _____ (title and company where applicable)

on: _____ (date of service)

at: _____ (time of service)

at the following place:

_____ (address or location)

in the following manner:

EXHIBIT B

☐ served personally

☐ left copies

☐ unable to execute service (why) _____

☐ other (Specify) _____

Remarks: _____

I declare under penalty of perjury under the laws of the United States of America
that the foregoing information in this Return of Service is true and correct.

Date

Signature of Server

Address of Server

1 TREVA J. HEARNE, ESQ.
2 JAMES SPOO, ESQ.
3 ZEH, SPOO & HEARNE
4 450 Marsh Avenue
5 Reno, Nevada 89509
6 (702)323-4599

7
8
9 Attorneys for Intervenor
10 MINERAL COUNTY OF NEVADA
11

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

12	UNITED STATES OF AMERICA,)	IN EQUITY NO. C-125-ECR
13	Plaintiff,)	SUBFILE NO. C-125-C
14	WALKER RIVER PAIUTE TRIBE,)	
15	Plaintiff-Intervenor,)	WAIVER OF PERSONAL SERVICE
16	vs.)	OF MOTIONS
17	WALKER RIVER IRRIGATION DISTRICT,)	
18	a corporation, et al.,)	
19	Defendants.)	

20 TO: Zeh, Spoo & Hearne, attorneys for proposed
21 Plaintiff/Intervenor, Mineral County, Nevada

22 I acknowledge receipt of your request that I waive
23 personal service of the documents involving the motion to
24 intervene of Mineral County, Nevada, in the action of United
25 States of America, Plaintiff v. Walker River Irrigation District
26 et al., Defendants, which is Case No. C-125, Subfile No. C-125-C,
27 in the United States District Court for the District of Nevada.
28 I have also received a copy of the motion to intervene of Mineral
County, the proposed complaint-in-intervention of Mineral County,

1 the motion for preliminary injunction of Mineral County, and the
2 Order Requiring Service of and Establishing Briefing Schedule
3 Regarding the Motion to Intervene of Mineral County, along with
4 two copies of this Waiver. I have also received a means by which
5 I can return this signed waiver to you without cost to me.

6 I agree to save the cost of personal service of the
7 documents, as above-described, by not requiring that I (or the
8 entity on whose behalf I am acting) be served with judicial
9 process in the manner provided by Federal Rules of Civil
10 Procedure, Rule 4. I (or the entity on whose behalf I am acting)
11 will retain all defenses or objections to this matter or to the
12 jurisdiction or venue of the Court except for objections based on
13 a defect, if any, in the manner in which these documents have been
14 provided to me.

15 I understand, that if I (or the entity on whose behalf
16 I am acting) do not appear and respond to the motion to intervene,
17 by July 11, 1995, and if the Court enters further orders with
18 respect to answers or other responses to the proposed complaint-
19 in-intervention or responses to the Motion for Preliminary
20 Injunction, that I (or the entity on whose behalf I am acting)

21 ///

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1 shall nevertheless be deemed to have notice of those subsequent
2 orders of the Court.

3 DATED this ____ day of _____, 1995.

4
5 _____
6 (Signature)

7 _____
8 (Printed name and title, if any)

9 _____
10 (Company or entity, if any)